

**BOARD OF PSYCHOLOGY**

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**BOARD MEETING MINUTES**

**Cathedral Hill Hotel
1101 Van Ness Avenue
San Francisco, CA 94109
(415) 776-8200**

Friday, February 3, 2006

The open session meeting was called to order by the President, Jacqueline Horn, Ph.D., at 9:02 a.m. A quorum was present and due notice had been sent to all interested parties.

Members Present:

Jacqueline Horn, Ph.D., President
William Thomas, Ph.D., Vice-President
Howard Adelman, Ph.D.
Ellen Graff, PhD
Linda Lindholm
James McGhee
Sharon O'Connor, Ph.D.
William Lew Tan

Others Present:

Jeffrey Thomas, Interim Executive Officer
Norine Marks, Legal Counsel
Kathy Bradbury, Administrative Services Coordinator
Victoria Thornton, Enforcement Coordinator
Kris Rose, Licensing/Registration Program Coordinator

Public Present:

Charles Faltz, Ph.D., California Psychological Association
Jo Linder-Crow, Ph.D., California Psychological Association
Allison Parelman, Ph.D., Los Angeles Society of Clinical Psychologists
Linda Taylor, Ph.D., University of California, Los Angeles
Linda Charles, Ph.D., San Diego Psychological Association

8:00 A.M. Closed Session – Executive Officer Interviews

The Board met in closed session to discuss the employment, and appointment, of an Executive Officer. Interviews were held in closed session on Thursday, February 2, 2006.

Open Session – Petitioner and Administrative Hearings

Administrative Law Judge Michael Cohn presided.

9:00 A.M. – PEREZ, Juan, Ph.D., Petition for Termination of Probation

Juan Perez, Ph.D., petitioner, was present and represented himself. Deputy Attorney General Kerry Weisel was present and represented the people of the State of California.

The Board adjourned into closed session at the conclusion of the hearing.

10:30 A.M. – Open Session Committee Meetings

The Continuing Education Committee, Examination Committee, Enforcement Committee, and the Personnel and Board Relations Committee met to discuss and formulate recommendations to the Board.

1:00 P.M. – Open Session Committee Meetings

The Credentials Committee, Legislation Committee, and Consumer Education Committee met to discuss and formulate recommendations to the Board.

Agenda Item #1 – 2006/2007 Strategic Planning Session

The Board met to review and revise its Strategic Plan for fiscal year 2006/2007. Travis McCann, Manager of the Department of Consumer Affairs' (DCA) Customer Service Unit, facilitated this session. Among other topics of discussion, the board requested a new, ongoing agenda item be placed under each committee titled *Strategic Plan Update* to ensure the goals and objectives are being met within established target dates. Board staff will document the changes and additions and bring the 2006/2007 Strategic Plan back for review and approval at the May board meeting.

Saturday, February 4, 2006

The open session meeting was called to order by the President, Jacqueline Horn, Ph.D., at 8:07 a.m. A quorum was present and due notice had been sent to all interested parties.

Members Present:

Jacqueline Horn, Ph.D., President
William Thomas, Ph.D., Vice-President (arrived at 8:20 a.m.)
Howard Adelman, Ph.D.
Ellen Graff, PhD
Linda Lindholm
James McGhee
Sharon O'Connor, Ph.D.
William Lew Tan

Others Present:

Jeffrey Thomas, Interim Executive Officer
Norine Marks, Legal Counsel
Kathy Bradbury, Administrative Services Coordinator
Victoria Thornton, Enforcement Coordinator
Kris Rose, Licensing/Registration Program Coordinator

Public Present:

Charles Faltz, Ph.D., California Psychological Association
Jo Linder-Crow, Ph.D., California Psychological Association
Christopher Moffitt, Center for Public Interest Law
Allison Parelman, Ph.D., Los Angeles Society of Clinical Psychologists
Linda Taylor, University of California, Los Angeles

Agenda Item #2 – Approval of Open Session Minutes

It was M(McGhee)/S(Graff)/C to approve the November 18 -19, 2005, open session minutes.

VOTE: 7 Ayes

Agenda Item #3 – President's Report – Dr. Horn

a) 2006/2007 Strategic Plan

Dr. Horn reported on the 2006/2007 Strategic Planning Session that was held the previous day. The Board amended the matrix of Strategic Objectives to add a review date and completion date for each objective. The Board also decided to include a Strategic Plan Update as an agenda item for each of the Board's committees for all Board meetings. By doing this, more of the work associated with the Strategic Plan will be done in committee to ensure that the goals and tasks established in the plan are accomplished by the target dates. Board staff will document the changes and additions and bring the 2006/2007 Strategic Plan back for review and approval at the May Board meeting.

b) Procedures for Board Member Attendance at Conferences

Dr. Horn reminded the board members about their responsibilities when attending professional conferences and meetings. Ms. Marks spoke to the board about the Bagley-Keene Open Meeting Act as well as the roles and responsibilities of Board members.

c) Other President's Informational Items

Dr. Horn reported that Dr. Faltz brought to the Board's attention that the dates of the August 2006 Board of Psychology meeting conflicted with the dates of the American Psychological Association Convention. Therefore, the Board of Psychology meeting has been rescheduled to August 4 & 5, 2006.

Dr. Horn stated that at the last Board meeting, the Board requested that she send a letter to five states affected by Hurricane Katrina, expressing our concerns and offering our support. Dr. Horn stated that this letter was sent.

Dr. Horn reported that an Ad Hoc Committee on Disaster Response consisting of herself, Dr. Thomas and Dr. Linder-Crow was created at the last Board meeting. She stated that the members of the committee met via teleconference on January 3, 2006. Dr. Horn asked Dr. Thomas to report on this committee.

Dr. Thomas stated that the teleconference meeting held on January 3, 2006 was a very productive meeting. He informed the Board that the California Psychological Association works with the American Psychological Association and the American Red Cross to provide year-round disaster training. He reported that more than 300 California psychologists responded to aftermath of Hurricane Katrina by providing pro bono services in the field to

survivors and to those who relocated to California following the disaster. Dr. Thomas provided the Board with a summary of suggestions made by the ad hoc committee.

Agenda Item #4 – Interim Executive Officer’s Report – Mr. Thomas

a) Staff Update

Mr. Thomas reported that Kathi Burns resigned as the Board’s Enforcement Coordinator effective January 1, 2006. Victoria Thornton has been appointed as the new Enforcement Coordinator.

b) Other Interim Executive Officer’s Informational Items

None.

Agenda Item #5 – Legal Counsel’s Report

a) Bagley-Keene Open Meeting Act

Ms. Marks indicated that she spoke regarding this topic during an earlier agenda item.

b) Other Legal Counsel Informational Items

None.

Agenda Item #6 – Regulations Update

a) Examination Name Change from CJPEE to CPSE – Adoption of Amendments to California Code of Regulations sections 1388, 1388.6, 1389, 1392

Ms. Bradbury reported that this regulatory package has been signed by the Director of the Department of Consumer Affairs and was sent to State and Consumer Services Agency on January 20, 2006.

b) “Independent” Learning – Adoption of Amendments to California Code of Regulations sections 1397.60, 1397.62

Ms. Bradbury reported that the final rulemaking file was submitted to the Department of Consumer Affairs’ Legal Office on January 27, 2006 for review and approval.

c) Continuing Education (Laws and Ethics) – Adoption of Amendments to California Code of Regulations section 1397.61(b)

Ms. Bradbury reported that at the last Board meeting, staff was delegated authority to make requested changes to the originally proposed language, proceed with the regulatory process, and to bring the amended language and any comments received back to the Board. The requested amendments were made, and a 15-Day Notice was issued on December 22, 2005, and again on January 5, 2006. No comments were received. Ms. Marks pointed out some missing underlining in the Modified Language that needs to be corrected.

It was M(Adelman)/S(O’Connor)/C to adopt the modified language as noticed and, if the language is required to be noticed again due to the underlining corrections, to delegate the

authority to the Interim Executive Officer to adopt the modified text following the public comment period if there are no negative comments received.

VOTE: 8 Ayes

d) Continuing Education (Approved Sponsors) – Adoption of Amendments to California Code of Regulations section 1397.61(f)

Ms. Bradbury reported that this regulatory file was approved by the Office of Administrative Law and became operative as of January 1, 2006

e) Public Comment

None.

Agenda Item #7 – Continuing Education Committee Report – Dr. Adelman

a) Discussion of Continuing Education Project

Dr. Adelman referred the Board to correspondence between Dr. Horn and Paul Mattiuzzi, Ph.D., regarding the continuing education course approval process. Dr. Adelman reported that Dr. Mattiuzzi's correspondence led to a broader discussion about quality control over continuing education. He indicated that over the next six months, the Continuing Education Committee will be looking at ways of inviting feedback regarding the continuing education course approval process as well as the overall continuing education experiences licensees have faced. The committee will summarize all data collected and will report back to the Board for discussion of any further steps that need to be taken.

Dr. Adelman discussed the development of guidelines for specifically mandated continuing education courses. These guidelines would be used to establish a framework of concerns of the Board if the Board or an outside agency advocates for a specific course requirement for license renewal. Dr. Adelman stated that the guidelines could also be sent to the Legislature to raise the Board's concerns in this regard in the event of proposed statutory changes to require a specific continuing education course.

It was M(O'Connor)/S(Graff)/C to adopt the guidelines for mandating specific continuing education courses for license renewal as policy.

VOTE: 8 Ayes

b) MCEP Course Approval

Dr. Adelman informed the Board that the Continuing Education Committee would contact Dr. Mattiuzzi to clarify if there are other organizations facing the same problems with the course approval process.

c) Public Comment

None.

Agenda Item #8 – Credentials Committee Report – Dr. Graff

a) CPQ Eligibility Criteria

Dr. Graff informed the Board that ASPPB has eliminated the requirement of an oral examination prior to the issuance of a CPQ.

b) American Board of Professional Psychology Certification (ABPP)

Dr. Graff reported that the Board had received a request from ABPP requesting that the board accept ABPP certification towards meeting the requirements for licensure. This would require a change to California Code of Regulations section 1388.6. A regulation hearing on this item will be on the May agenda.

It was M(Credentials Committee)/C to amend California Code of Regulations section 1388.6 to include ABPP certification towards meeting the requirements for licensure.

VOTE: 8 Ayes

c) Work Group for Supervised Professional Experience in Non-Mental Health Delivery Services

Dr. Graff reported that an eleven-member workgroup has been formed to discuss non-mental health supervised professional experience. The workgroup will be meeting at the Board of Psychology's office on February 18, 2006. The workgroup is made up of non-mental health psychologists. The workgroup has been created to better define the requirements of supervision in non-mental health areas of psychology.

d) Draft Language to Amend California Code of Regulations section 1387 (Supervised Professional Experience) and section 1390.3 (Registered Psychologists)

Dr. Graff presented proposed draft language to amend California Code of Regulations sections 1387 and 1390.3 due to the change in section 2911 of the Business and Professions Code as a result of SB 229.

It was M(Thomas)/C to issue a notice of proposed changes to California Code of Regulations sections 1387 and 1390.3 for a hearing at the May board meeting.

VOTE: 8 Ayes

e) Supervised Professional Experience (SPE) Hours – Section 1387(b)(9)

Dr. Graff reported that the Credentials Committee recommends that the word "credential" be removed from California Code of Regulations section 1387(b)(9). This regulation, as currently stated, will not allow psychologists who are working in the public school district to accrue hours towards licensure since they are required by the Commission on Teacher Credentialing to obtain a credential in order to work as a psychologist in the school setting. Therefore, in order to allow school psychologists to accrue hours towards licensure, the word "credential" needs to be removed from section 1387(b)(9).

It was M(Credentials Committee)/C to approve the Credential Committee's recommendation to remove the word "credential" and to move forward with a regulation hearing at the May board meeting.

VOTE: 8 Ayes.

f) Review Plans for Supervised Professional Experience (SPE) in Non-Mental Health Delivery Services

Dr. Graff reported that the committee recommends approval of three plans for accrual of Supervised Professional Experience as presented to the Board.

It was M(Credentials Committee)/C to accept the Credentials Committee's recommendation.

VOTE: 8 Ayes.

g) Public Comment

None.

Agenda Item #9 – Examination Committee Report – Dr. Thomas

a) California Psychology Supplemental Exam (CSPE) Update

Dr. Thomas provided the Board with an update regarding the CPSE. He informed the Board that an information sheet containing facts about the CPSE was sent out to all applicants. The document has also been posted on the Board's website.

Dr. Thomas reported that the Board has received letters from psychologists working in non-mental health areas of psychology who are concerned that the CPSE may be too clinically based and could create a barrier for licensure for people who are trained in other areas of psychology such as Industrial/Organizational, Research, Social-Experimental and Media psychology. The Board requested staff to obtain information from the Office of Examination Resources regarding how the current exam addresses non-mental health issues. This issue will be brought back at the May board meeting.

Dr. Thomas also suggested that we make it more appealing for licensees to attend exam workshops by doing such things as increasing their honorarium, etc. Mr. Thomas informed the Board that he will have staff check into this issue and report back at the May Board meeting.

b) Public Comment

None.

Agenda Item #10 - Enforcement Committee Report – Ms. Lindholm

a) Draft Language to Amend California Code of Regulations section 1397.12 (Disciplinary Guidelines)

Ms. Lindholm presented proposed draft changes to the Board's disciplinary guidelines.

It was M(Enforcement Committee)/C to bring the amended Disciplinary Guidelines back to the Board in May for a regulatory hearing.

VOTE: 8 Ayes.

b) Enforcement Statistics

Ms. Lindholm presented the Board with the enforcement statistics for the period of July 1, 2005, through December 31, 2005.

c) Expert Reviewer Appointments

Ms. Lindholm reported that two expert reviewer applications were reviewed.

It was M(Enforcement Committee)/C to accept the Enforcement Committee's recommendations.

VOTE: 8 Ayes.

Public Comment

None.

Agenda Item #11 – Legislation Committee Report – Mr. McGhee

a) Other Bills of Interest to the Board

Mr. McGhee reported that there are no relevant legislation issues to report on at this time.

b) Public Comment

Charles Faltz, Ph.D., California Psychological Association, reported possible legislation regarding record retention for psychologists. Dr. Faltz stated that he will keep the Board updated on this issue.

Agenda Item #12 – Consumer Education Committee – Mr. McGhee

a) Draft Language to Adopt California Code of Regulations section 1380.3 (Consumer Information)

Mr. McGhee presented draft language to the Board to amend California Code of Regulations section 1380.3 regarding providing required brochures and other information to psychologists' clients in the languages spoken by the clients. Discussion ensued.

It was M(Consumer Education Committee)/C to bring revised draft language to the May meeting.

b) Website Statistics

Mr. McGhee presented statistics regarding the Board's website. Ms. Lindholm stated that it would be helpful to bring statistics regarding the most frequently visited pages to the next Board meeting.

c) BOP Update #13

Mr. Thomas informed the Board that *BOP Update #13* is still in process. He stated that updates to the newsletter are still being made.

d) *For Your Peace of Mind – A Consumer Guide to Psychological Services Booklet*

Mr. Ghee informed the Board that staff will be looking into changing the pictures on the covers of the translated versions of the Board's consumer brochures to reflect the ethnicity of the readers of the documents. The Board also discussed the format of translated versions of this document to make them more understandable by the readers and family members who are assisting the readers.

e) Public Comment

None.

Agenda Item #13 – Personnel and Board Relations Committee- Mr. Tan

Mr. Tan indicated that he had nothing to report at the time, but welcomed input regarding a transition plan for a new Executive Officer.

a) Public Comment

None.

Agenda Item #14 – Ad Hoc Committee on Recruitment of Executive Officer Report

Dr. Horn reported that the Board has interviewed the top five candidates for the position of Executive Officer. She stated that the Board is still in the process of making the final hiring decision. Dr. Horn indicated that, after a process of gathering follow-up information, the Board would hold a closed meeting on February 24, 2006, in Los Angeles to make a final decision.

Agenda Item #15 – Public Comment on Items Not on the Agenda

None.

The open session meeting adjourned at 11:54 a.m.

Jacqueline B. Horn, Ph.D.
President

Date